

BILL NO. Z-72-07-09

ZONING MAP ORDINANCE NO. Z- 18-72

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-10.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. B-10 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot # 30, generally bounded on the west by Hanna Street, bounded on the north by Belmont Street, bounded on the south the south line of Southern Heights Addition, bounded on the east property line of Lot # 30 of Southern Heights Addition.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kransf.
Councilman

APPROVED AS TO FORM
AND LEGALITY,
John H. Logan
CITY ATTORNEY

Read the first time in full and on motion by Kraus seconded by Wing and duly adopted, read the second time by title and referred to the Committee on Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on the _____ day of _____, 19____, at _____ o'clock P.M., E.S.T.

Date: July 25, 1972 Charles W. Winkelman
CITY CLERK

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. Passed (~~1972~~) by the following vote:

	AYES <u>5</u>	NAYS <u>3</u>	ABSTAINED <u>1</u>	ABSENT _____ to-wit:
Burns	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinga	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kraus	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nuckols	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Moses	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Schmidt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schmidt, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stier	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Talarico	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date 12/5/72 Charles W. Winkelman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 2-18-72 on the 5th day of December, 19 72.

ATTEST: (SEAL) Charles W. Winkelman John Nuckols
CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 6th day of December, 19 72 at the hour of 10:00 o'clock 4 M., E.S.T.

Charles W. Winkelman
CITY CLERK

Approved and signed by me this 7th day of December, 1972 at the hour of 4:00 o'clock P. m., E.S.T.

John A. Leonard
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 25, 1972, referred a proposed zoning map amendment to the City Plan Commission which propose^d ordinance was designated as Bill No. Z-72-07-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

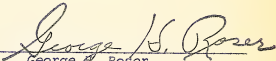
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 18, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 25, 1972.

Certified and signed this
13th day of October 1972.


George H. Roser
Secretary

12-5-72

Bill No. Z-72-07-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
Amending the City of Fort Wayne Zoning Map No. B-10

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

Eugene Kraus, Jr. Chairman

James S. Stier - Vice-Chairman

William T. Hinga

Paul "Mike" Burns

Vivian G. Schmidt

Eugene Kraus, Jr.
James S. Stier

Paul "Mike" Burns
Vivian G. Schmidt

DATE 12-5-72 CONCLUDED IN
CHARLES W. WESTERMAN, CITY CLERK

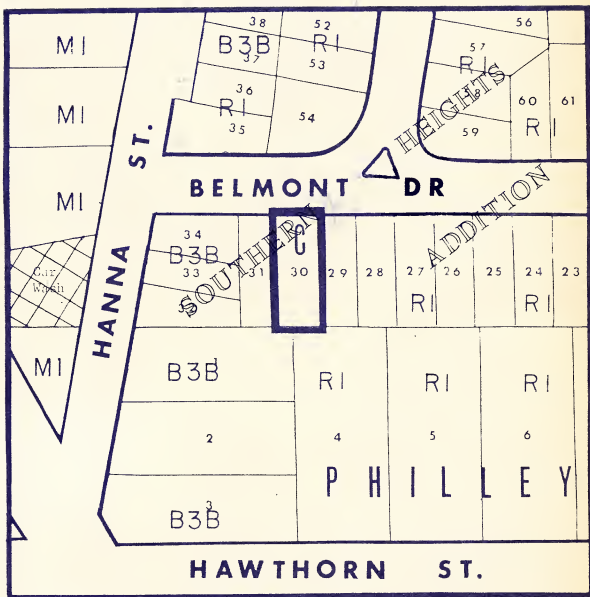
RECEIPT

N^o 142

GENERAL FUND

FT. WAYNE, IND. June 9 1972RECEIVED FROM Norman W. Hamilton \$ 50.00THE SUM OF Fifty and 00/100 ¹⁰⁰ DOLLARSON ACCOUNT OF Lot 30 Southern Heights EdisonBarb Steele

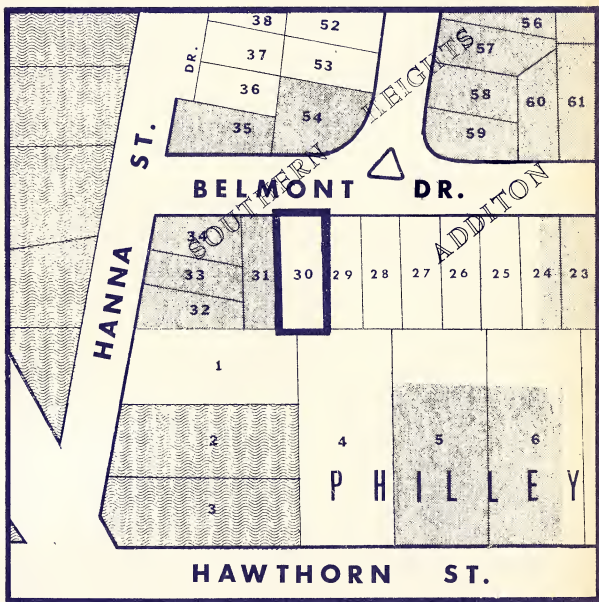
AUTHORIZED SIGNATURE



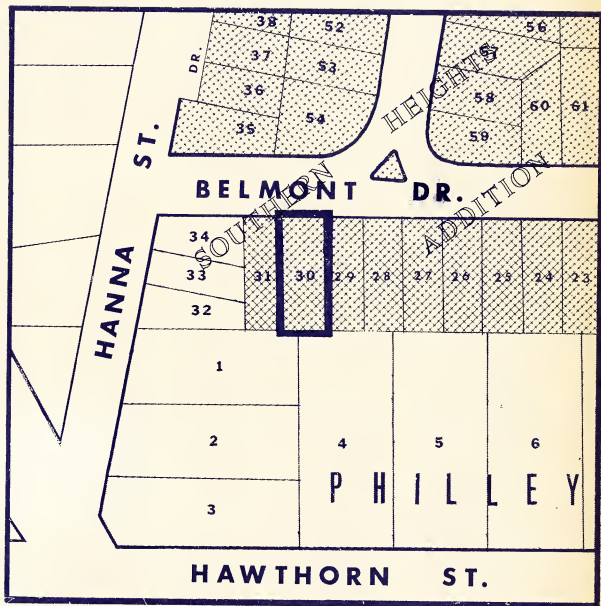
C CHANGE FROM RI TO B3B

Lot = 30 Southern Heights Addition

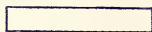
2-72-07-09



I-72-07-09



PROPOSED LAND USE MAP



- LOW DENSITY RESIDENTIAL



- HIGH DENSITY RESIDENTIAL

L-7207-09

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

June 23, 1972

Mr. Ralph Blume
344 Utility Building
Fort Wayne, Indiana 46802

Dear Ralph:

The forwarding of this petition to rezone was delayed because of the existing requirement for a thorough check of the description by the City Engineering Department.

We received this petition on

June 9th, 1972

It would be appreciated if this petition could be assigned a Bill Number in the order that the request came to us.

Sincerely,

CITY PLAN COMMISSION

Roger L. Smith
Roger L. Smith
Draftsman

RLS:pr

PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. _____

To: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____
Intended Use _____

I/We NORMAN HAMILTON MARGARET C HAMILTON
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-1 District to a/an B-3B District the property described as follows:

LOT 30 SOUTHERN HEIGHTS ADDITION

As recorded by Document No. 72-13120 - Office of Allen County Recorder

(Legal Description)

Lot # 30, generally bounded on the west by Hanna Street, bounded on the north by Belmont Street, bounded on the south the south line of South Heights Addition, bounded on the east by the east property line of Lot # 30 of Southern Heights Addition.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

_____	<u>5419 S Hanna</u>	<u>Norman Hamilton</u>
_____	<u>5419 S "</u>	<u>Margaret C Hamilton</u>
_____	_____	_____
(Name)	(Address)	(Signature)

Legal Description Checked By: Alvane Embury Jr June 24/1972
(City Engineer) Don Bonen

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

<u>Norman Hamilton</u>	<u>5419 S Hanna</u>	<u>744-7394</u>
(Name)	(Address)	(Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571

December 11, 1972

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of December 15 and December 22, 1972, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of
Fort Wayne, Indiana, Bill No.
Z-72-07-09, amending the City of
Fort Wayne Zoning Map No. B-10.

Please send us four (4) copies of the Publisher's Affidavit.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL.: 1

ORDINANCE CHECK-OFF SHEET

INFORMATION REGARDING ORDINANCE

CONTENTS OF ORDINANCE

	BILL NO. 2-72-07-09
	ORDINANCE NO. 2-18-72
X	REGULAR SESSION
	SPECIAL SESSION
	APPROVED AS TO FORM AND LEGALITY <i>J. L. Ryan</i>
	BILL WRITTEN BY <i>7-25-72</i>
	DATE INTRODUCED 7-25-72
	REFERRED TO SAID STANDING COMMITTEE <i>General Regulations</i>
X	REFERRED TO CITY PLAN
	LEGAL PUBLIC HEARING
X	LEGAL PUBLICATION <i>Dec. 11-72</i>
	JOINT HEARING
	DEPARTMENT HEARING
	HOLD FILE
X	PASS 12-5-72
	DO NOT PASS
	WITHDRAWN
	SUSPENSION OF RULES
	PRIOR APPROVAL
	ORDINANCE TAKEN OUT OF OFFICE
	OTHER INSTRUCTIONS REGARDING ORDINANCE
	CORRECTIONS MADE TO ORDINANCE
	PEOPLE SPEAKING FOR ORDINANCE
	PEOPLE SPEAKING AGAINST ORDINANCE

X	COMMITTEE SHEET
X	VOTE SHEET
	PURCHASE ORDERS
	BIDS
	ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
	LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
	<i>City Clerk - G. Smith</i> COMMUNICATIONS FROM
	<i>2 ony consultant</i>
X	ZONING MAPS
	<i>Receipt - Petition</i>
	ABSTRACTS
	TITLES
	PRIOR APPROVAL LETTER

COUNCILMAN'S VOTE

	5	2	1
	AYES	NAYS	ABSENT
BURNS	X		
HINGA		X	
KRAUS	X		
MOSES			
NUCKOLS			
D. SCHMIDT	X		
V. SCHMIDT	X		
STIER	X		
TALARIGO		X	

COMMENTS:

1
abstain

X

Common Council-City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

74

1

75

COMPUTATION OF CHARGES

75 lines, columns wide equals equivalent lines at .288¢ cents per line \$21.60

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) (2) 1.00

TOTAL AMOUNT OF CLAIM \$22.60

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 26, 1972

Title CLERK

Notice is hereby given that on the 5th day of December, 1972, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Z-18-72 Zoning Map Ordinance, to-wit:

BILL NO. Z-18-72-01-29
ZONING ORDINANCE NO. Z-18-72
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 8-10
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a BOLD District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 266 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. 8-10 referred to therein, established by section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot No. 30, generally bounded on the west by Hanna Street, bounded on the north by Belmont Street, bounded on the south the south line of Southern Heights Addition, bounded on the east property line of Southern Heights Addition.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr., Councilman.
Read the first time in full and on motion by Kraus seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulations.
Done: July 5, 1972.

Charles W. Westerman, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana on Zoning Map Ordinance No. Z-18-72 on the 5th day of December, 1972.

ATTEST: (SEAL)
Charles W. Westerman, City Clerk

John Nuckolls
Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 8th day of December, 1972, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman, City Clerk
Approved and signed by me this 7th day of December, 1972, at the hour of 4:00 o'clock P.M., E.S.T.

Ivan A. Lebamoff, Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. -18-72 passed by the Common Council on the 5th day of December, 1972, and that said Ordinance was duly signed and approved by the Mayor on the 8th day of December, 1972 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana this 11th day of December, 1972.
CHARLES W. WESTERMAN, City Clerk.

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

December 15, 1972

December 22, 1972

Subscribed and sworn to before me this 26th day of December 1972

Notary Public

My commission expires October 25, 1975

Common Council-City of Ft. Wayne
(Governmental Unit)To NEWS-SENT INEL Dr.Allen County, Ind.FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

—

74175

COMPUTATION OF CHARGES

75 lines, _____ columns wide equals _____ equivalent lines at 288¢
cents per line\$ 21.60

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

(2)

1.00

TOTAL AMOUNT OF CLAIM

\$ 22.60

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ pointNumber of insertions 2Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 26, 1972Title Clerk

Legal Notices

Notice is hereby given that on the 5th day of December, 1972, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Z-18-72 Zoning Map Ordinance, to-wit:

BILL NO. Z-72-07-09
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-10 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B10 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2816 and amendments thereof; and the Map No. B-10 referred to therein, established by section 9, Article III of said Chapter as amended are hereby changed accordingly, to-wit:

Lot No. 26, generally bounded on the west by Hanna Street, bounded on the north by Belmont Street, bounded on the south by the south line of Southern Heights Addition, bounded on the east property line of Southern Heights Addition.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr., Councilman, Read the first time in full and on motion adopted, read the second time by title and referred to the Committee on Regulations. Date: July 5, 1972

Charles W. Westerman, City Clerk Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Zoning Map Ordinance No. Z-18-72 on the 5th day of December, 1972.

ATTEST: (SEAL) Charles W. Westerman, City Clerk John Nuckols, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 6th day of December, 1972, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman, City Clerk Approved and signed by me this 7th day of December, 1972, at the hour of 4:00 o'clock P.M., E.S.T.

Ivan A. Lebamoff, Mayor I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. 16-77 passed by the Common Council on the 5th day of December, 1972, and that said Ordinance was duly signed and approved by the Mayor on the 6th day of December, 1972 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana this 11th day of December, 1972.

CHARLES W. WESTERMAN, City Clerk.

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
Allen County }

Personally appeared before me, a notary public in and for said county and state, the

undersigned A. M. Hostman who, being duly sworn, saysthat She is Clerk of theNEWS-SENT INELa DAILY newspaper of general circulation printed and publishedin the English language in the city of FORT WAYNE, INDIANA

In state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for 2 time 8, the dates of publication being as follows:December 15, 1972December 22, 1972Subscribed and sworn to before me this 26th day of December, 1972

Notary Public

My commission expires October 25, 1975